

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK
CASE NO. 18-CR-420

UNITED STATES OF AMERICA)	ORDER ON MOTION FOR
)	REDUCTION IN SENTENCE
V.)	UNDER 18 U.S.C. § 3582(c)(1)(A)
SHAHIME SMITH, USM No. 85833-054)	(COMPASSIONATE RELEASE)
_____)	

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons for a reduction in sentence pursuant to 18 U.S.C. § 3582(c)(1)(A), and after considering the applicable factors set forth in 18 U.S.C. § 3553(a) and the applicable policy statements issued by the Sentencing Commission to the extent they are relevant to whether a deduction is warranted (and, if so, the amount of the reduction),

IT IS ORDERED that the motion is:

☒ GRANTED

☒ The defendant's previously imposed sentence of imprisonment of 30 Months is reduced to _____; or

☒ Time served:

- ☐ The defendant is to remain in Bureau of Prisons custody until the defendant's residence can be verified *or* a release plan can be developed. Additional custody shall not exceed _____ days unless extended by the Court, or
- ☒ An appropriate release plan is in place and the defendant shall be released immediately.

SUPERVISED RELEASE

- ☒ The defendant's term of supervised release is unchanged.
- ☐ The defendant's term of supervised release is changed from _____ to _____.
- ☐ The defendant's conditions of supervised release are unchanged.
- ☐ The defendant's conditions of supervised release are modified as follows:

☐ DEFERRED pending supplemental briefing and/or a hearing. The court DIRECTS the United States Attorney to file a response on or before _____, along with all Bureau of Prisons records [medical, institutional, administrative] supporting the approval or denial of this motion.

☐ DENIED after complete review of the motion on the merits.

☐ FACTORS CONSIDERED (Optional)

☐ DENIED WITHOUT PREJUDICE for failure to exhaust remedies (failure to fully exhaust all administrative rights to appeal a failure of the Bureau of Prisons to bring a motion on the defendant's behalf; the lapse of 30 days from the receipt of such a request by the Warden, whichever is earlier).

IT IS SO ORDERED.

5/15/20

DATE



UNITED STATES DISTRICT JUDGE